IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO. 1302 OF 2005

K.P. Muhammed S/o. Ummar Kutty & Ors. ... Petitioners

Versus

The Municipal Corporation of Greater Bombay ... Respondents

Ms. Geeta Shastri instructed by M/s. Khilnani & Co. for the Petitioners

Ms. Aruna Savla for the Respondents.

CORAM: DALVEER BHANDARI, C.J., &
S. J. VAZIFDAR, J.
DATE: SPETEMEBR 12, 2005.

P.C.:-

1. In this petition, the petitioners have prayed that the respondents be directed to issue the hawking licences to the petitioners according to merit.

2. The alternative prayer of the petitioners is that their applications for grant of hawking licences be considered by the respondents.

3. The learned counsel appearing for the petitioners has drawn our attention to the application dated 15th April, 2005 addressed to the Chairman of the Hawkers Committee (for short, 'the Committee'), Office of the Bombay Municipal Corporation (for short, 'BMC'), Afghan Church, Colaba, Mumbai. The learned counsel further submits that in consonance with the procedure laid down, the petitioners undertake to deposit the necessary charges with the respondent-BMC within two weeks from today.

4. On consideration of the totality of the facts and circumstances, we direct that on deposit of requisite charges and after following the entire procedure, the petitioners' applications shall be considered by the Committee in accordance with law, as expeditiously as possible, and in any event, within eight weeks from the date of the receipt of the order.

5. No further directions are necessary, and this petition is accordingly disposed of.

CHIEF JUSTICE

S.J. VAZIFDAR, J.